## ORIGINAL

OPEN MEETING AGENDA ITEM



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## BEFORE THE ARIZONA CORPORATION C....

2 COMMISSIONERS
GARY PIERCE, Chairman
BOB STUMP
SANDRA D. KENNEDY
PAUL NEWMAN
BRENDA BURNS

2012 MAR 14 P 2:55

AZ CORP COMMISSION DOCKET CONTROL

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SWING FIRST GOLF, LLC,

Complainant,

۱V.

JOHNSON UTILITIES, LLC,

Respondent.

DOCKET NO. WS-02987A-08-0049

NOTICE OF FILING
PLEADINGS, RULINGS, MINUTE
ENTRIES AND ORDERS FILED IN
SUPERIOR COURT CASE SINCE
JANUARY 27, 2012

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In the Amended Procedural Order dated February 17, 2012, Administrative Law Judge Yvette Kinsey ordered the parties to docket all pleadings, rulings, minute entries, and orders, filed in *Johnson Utilities, LLC, et al. v. Swing First Golf, LLC, et al.* (Cause No. CV2008-000141). In compliance with this order, the Utilities Division ("Staff") of the Arizona Corporation Commission hereby files a copy of the order from the Arizona Court of Appeals denying Johnson's request for a stay and declining jurisdiction over the petition for special action.

RESPECTFULLY SUBMITTED this 14<sup>th</sup> day of March, 2012.

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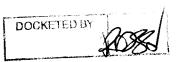
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Arizona Corporation Commission

DOCKETED

MAR 1 4 2012



Robin R. Mitchell

Attorney, Legal Division

Arizona Corporation Commission 1200 West Washington Street

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(602) 542-3402

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Original and thirteen (13) copies of the foregoing were filed this 14<sup>th</sup> day of March, 2012 with:

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Docket Control Arizona Corporation Commission 1200 West Washington Street Phoenix, Arizona 85007

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1	Copies of the foregoing were mailed this 14 <sup>th</sup> day of March, 2012 to:
2	tins 14 day of Maron, 2012 to.
3	Craig A. Marks CRAIG A. MARKS, PLC
4	10645 North Tatum Blvd., Ste. 200-676 Phoenix, Arizona 85028
	Attorney for Swing First Golf, LLC
5	Loffing W. Croplant
6	Jeffrey W. Crockett BROWNSTEIN HYATT FARBER SCHRECK One East Washington Street, Suite 2400
7	Phoenix, Arizona 85004 Attorneys for Johnson Utilities, LLC
8	•
9	George H. Johnson JOHNSON UTILITIES, LLC 5320 East Shea Blvd., Suite 200
10	Scottsdale, Arizona 85254-4793
11	Sall Glasse
12	- Charles -
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## IN THE COURT OF APPEALS STATE OF ARIZONA DIVISION ONE

MAR **0 9** 2012

RUTH WILLINGHAM, CLERK BY\_\_\_\_\_\_\_

JOHNSON UTILITIES, LLC; THE CLUB AT OASIS, LLC; GEORGE H.	) No. 1 CA-SA 12-0055
JOHNSON; JANA S. JOHNSON; BRIAN F. TOMPSETT,	) DEPARTMENT C
Petitioners,	<ul><li>) Maricopa County</li><li>) Superior Court</li><li>) No. CV 2008-000141</li></ul>
<b>v</b> .	)
THE HONORABLE DEAN FINK, Judge of the SUPERIOR COURT OF THE	)
STATE OF ARIZONA, in and for the County of MARICOPA,	ORDER )
Respondent Judge,	) .)
SWING FIRST GOLF, LLC; DAVID ASHTON,	) )
Real Parties in Interest.	, ) _)

The court, Presiding Judge Patricia K. Norris, and Judges Margaret H. Downie and Andrew W. Gould, participating, having considered petitioner's Request for Stay, and having held a telephonic hearing with attorneys Robin Burgess for Petitioners, and Craig Marks for Real Parties in Interest.

IT IS ORDERED denying Petitioner's request for a stay of proceedings;

IT IS FURTHER ORDERED that the Court of Appeals, in the exercise of its discretion, declines to accept jurisdiction in this special action.

IT IS FURTHER ORDERED vacating this court's previous order requiring the filing and service of a response on or before March 19, 2012.

PARKAGON

PATRICIA K. NORRIS, Presiding Judge

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Maricopa County Superior Court CV 2008-000141

CV 2008-000141

A true copy of the foregoing was mailed on March 12, 2012 and e-mailed on March 9, 2012 to:

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Johnson Utilities LLC; The Club at Oasis, LLC; Geo

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Shawn E Nelson Law Offices of Shawn E Nelson PC Suite B225 19420 N 59th Ave Glendale AZ 85308

Hon Dean M Fink, Tax Presiding Judge Maricopa County Superior Court Central Court Building 201 W Jefferson St Phoenix AZ 85003-2243 Page 4

1 CA-SA 12-0055

Ruth Willingham, Clerk By

alo

Deputy Clerk